

1638

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON, D.C. 20231, ON THE DATE INDICATED BELOW.



Katie C. Kinoran

DATE: *February 1, 2002*

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2/26/02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT
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In Re: Patent Application of :
Robert Henry, et al. : Group Art Unit: 1638
:
Appln. No.: 09/839,813 : Examiner: Stuart Baum, Ph.D.
:
Filed: April 20, 2001 :
:
Title: NEW PLANTS FORMED BY : Attorney Docket No. 54195-5001
MICROPARTICLE BOMBARDMENT :
WITH UNCHARACTERISED DNA :

RESPONSE TO RESTRICTION REQUIREMENT

Responsive to the Restriction Requirement dated January 3, 2002, issued in connection with the above-identified application, Applicants elect to prosecute the claims of Group I, claims 22-31, drawn to a method of transferring a gene into a plant cell. This election is being made without traverse and without prejudice to the inclusion of the subject matter of the non-elected claims in any later filed divisional or continuation application.

This response is being timely filed.

Favorable examination of the claims is hereby requested.

Respectfully submitted,

HENRY ET AL.

FEBRUARY 1, 2002
(Date)

By:

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